# In the Claims:

# Claim 1 (currently amended):

An isolated, nematicidal protein wherein a polynucleotide that encodes said protein maintains hybridization, at 1X SSC and 0.1% SDS at 68°C, with the full complement of SEQ ID NO:7 comprises a nematicidal portion of an amino acid sequence selected from the group consisting of SEQ ID NO:2, SEQ ID NO:4, SEQ ID NO:6, SEQ ID NO:10, and SEQ ID NO:12.

# Claim 2 (currently amended):

The protein of claim 1 wherein said protein is encoded by the nucleic acid sequence of SEQ ID NO:7comprises a nematicidal portion of SEQ ID NO:2.

### Claims 3-25 (cancelled).

# Claim 26 (currently amended):

A method for controlling a nematode pest wherein said method comprises administering a nematicidal protein to said <u>nematode</u> pest so that said <u>nematode</u> pest ingests said protein, wherein a polynucleotide that encodes said protein <u>maintains hybridization</u>, at 1X SSC and 0.1% SDS at 68°C, with the full complement of SEQ ID NO:7 comprises a nematicidal portion of an amino acid sequence selected from the group consisting of SEQ ID NO:2, SEQ ID NO:4, SEQ ID NO:6, and SEQ ID NO:10.

#### Claim 27 (currently amended):

The method of claim 26 wherein said protein <u>is encoded by the nucleic acid sequence of SEQ ID NO:7</u>comprises a nematicidal portion of SEQ ID NO:2.

# Claims 28-37 (cancelled).